

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
at CHATTANOOGA

UNITED STATES OF AMERICA )  
                               ) Case No. 1:08-cr-34  
vs.                         )  
                               )  
DONTRELL L. JONES         ) JUDGE MATTICE  
                               ) MAGISTRATE JUDGE LEE  
                               )

**O R D E R**

Magistrate Judge Susan K. Lee filed a report and recommendation recommending the Court:

(1) grant Defendant's motion to withdraw his not guilty plea to Count Six of the six-count Indictment (2) accept Defendant's plea of guilty to Count Six of the Indictment; (3) adjudicate Defendant guilty of the charges set forth in Count Six of the Indictment; and (4) find Defendant shall remain in custody until sentencing in this matter [Doc. 84]. Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation [Doc. 84] pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

- (1)      Defendant's motion to withdraw his not guilty plea to Count Six of the Indictment is **GRANTED**;
- (2)      Defendant's plea of guilty to Count Six of the Indictment is **ACCEPTED**;
- (3)      Defendant is hereby **ADJUDGED** guilty of the charges set forth in Count Six of the Indictment;

(4) Defendant **SHALL REMAIN** in custody until sentencing in this matter which is scheduled to take place on **August 24, 2009 at 9:00 a.m. [EASTERN]** before the Honorable Harry S. Mattice, Jr.

**SO ORDERED.**

**ENTER:**

/s/Harry S. Mattice, Jr.  
HARRY S. MATTICE, JR.  
UNITED STATES DISTRICT JUDGE